

DDA Registry

File

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DDA 75-4797

17 OCT 1975

MEMORANDUM FOR: Director of Personnel

SUBJECT : Draft Headquarters Regulation [REDACTED]

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REFERENCE : Memo for DDA from D/Pers dtd 7 Oct 75,
same subject

Fred:

1. I believe your referenced memorandum points out that there is confusion concerning the intent of HR [REDACTED]. For the reasons outlined below, I do not think the regulation as it is now written poses any problems for the Office of Personnel.

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2. As indicated by the title of the draft regulation, it speaks to restrictions on CIA activities within the United States. The contents of the regulation are directly related to previously issued DCI instructions concerning questionable activities and to the recommendations of the Rockefeller Commission and others who have been involved in the various investigations of past activities. The provisions of the regulation speak to activities the propriety or legality of which have been questionable and, for the most part, the regulation provides prohibitions and restrictions on such activities. In some cases, as relates to previously questioned activities, the regulation does authorize specific CIA activity but defines the parameters within which such activity will be conducted. It is not the purpose of the regulation to itemize all or most of those activities which CIA conducts within the United States and which are clearly authorized by statute, Executive order or other appropriate authority.

3. I have reviewed the proposed addenda to HR [REDACTED] which was attached to your memorandum and am of the opinion

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that each activity you have raised is consistent with the Agency's mission and is not prohibited by the proposed HR

[redacted]

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4. In view of the above, I have concluded that specific coverage as a part of HR [redacted] of those items you have listed is neither necessary nor desirable. I should like to emphasize, however, that as Director of Personnel you remain responsible for compliance with Agency regulations and other directives and are obligated to raise with me at any time questions which may arise as to the propriety or legality of any activities of the Office of Personnel.

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Signed: John F. Blake

John F. Blake
Deputy Director
for
Administration

cc: OGC

AI/DDA [redacted] ydc (16 October 1975)
Distribution.

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Original - Addressee

1 - OGC


✓ 1 - DDA Subject w/background DDA 75-4767

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1 - HGB Chrono

DDA 75-4767: Memo for DDA from D/Pers dtd 7 Oct 75,
Subject: Draft Headquarters Regulation [redacted] w/atts.

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2	Administration				
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FORM NO.
1-67**237**

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MEMORANDUM FOR: Deputy Director for Administration

SUBJECT : Draft Headquarters Regulation [REDACTED]

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Jack:

In his memorandum to you concerning the forthcoming survey of the Office of Personnel, the Inspector General asked that we send him OP information relating to various items. One request for information had to do with instructions issued by this office with respect to [REDACTED]. In checking on this regulation, we found that it had not yet been issued. We have now reviewed the proposed regulation and believe it necessary to clarify with you activities of the Office of Personnel which are not covered specifically in the proposed HR [REDACTED]

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On page 6 is found: "c. ACTIVITIES IN THE UNITED STATES OR RELATED TO U.S. CITIZENS." We were surprised to find that the recruitment function, a major CIA domestic activity, was not specifically included. This caused us to review all of our activities which fall within that heading, and I need to be absolutely certain from your point of view that although these activities are not specifically enumerated, they are still proper activities in which we can be engaged.

Attached you will find a listing of various activities which involve us in some domestic contact with organizations or with individuals. Unless we hear from you to the contrary, we will assume that although these activities are not specifically covered by the proposed HR [REDACTED] it is still proper for us to continue this work [REDACTED]

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[REDACTED]
F. W. M. Jamney
Director of Personnel

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Atts

Office of Personnel

Addenda to HR Paragraph c:

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ACTIVITIES IN THE UNITED STATES OR RELATED TO U.S. CITIZENS

1. Plans and Control:

a. Position Management and Compensation Division: PMCD develops and maintains contacts with other federal, state and local government agencies and non-governmental institutions and organizations for the purpose of obtaining or exchanging information relative to occupational categories, pay levels and compensation as pertinent to the conduct of position management, position classification and compensation functions within the Agency.

b. Control Division: Through the Office of Logistics, the Control Division enters into agreements with non-governmental organizations and private individuals to provide services related to the maintenance and repair of machines and equipment.

2. Recruitment and Placement:

a. The Recruitment Division recruits applicants for Agency employment consideration in the United States and conducts its business from Agency regional domestic offices.

b. Also, recruiters may conduct liaison activities with placement officers, faculty members and other college or university personnel in connection with their recruitment responsibilities.

3. Special Programs:

a. Benefits and Services Division.

(1) Personal Affairs Branch: PAB is responsible for a variety of employee services which require liaison with

charitable organizations, other federal agencies, dependents and relatives of employees, lawyers representing their interests, and banking institutions. Contacts include the following:

Federal Employees Group Life Insurance:
Insurance enrollment and claims.

Department of Labor, Office of Workers'
Compensation: Compensation claims.

Savings Bonds Campaign: Fund drive.

American Red Cross: Blood donor
program.

Department of State: Casualty
affairs and overseas medical program.

Department of Defense: Casualty
affairs.

Veterans Administration: Casualty
affairs.

(2) Insurance Branch: The Insurance Branch is responsible for administering health, life and accident insurance programs for the Agency's employee association. Contacts include the following:

U.S. Civil Service Commission:
Regarding Federal Employees Health
Benefits Program.

Insurance Companies: Negotiate
and administer various employee
insurance plans.

Doctors and Hospitals: Settlement
of health insurance claims.

Banks and Financial Institutions:
Checking and reserve investments.

(3) Central Processing Branch: CPB arranges domestic and foreign travel, transportation and storage of household effects and movement of automobiles of employees on official business. This activity involves contact with:

Commercial Carriers: Reservations, tickets and information.

Storage Companies: Shipment and storage.

Department of State: Passports, employee travel and shipment of effects.

Department of Defense: Employee travel and shipment of effects.

Treasury Department, Bureau of Customs: Employee travel and shipment of effects.

(4) Incentive Awards Branch: The Suggestion and Achievement Awards Staff maintains contact with the U.S. Civil Service Commission, with incentive awards officers of various federal departments, and with professional associations in order to maintain the latest information on awards and program developments. Honor and Merit Award Staff activities require additional contacts with commercial concerns and federal bureaus in order to obtain medals and with private individuals who are invited to attend ceremonies. These contacts include:

U.S. Civil Service Commission, Office of Incentive Systems: Reports and awards information.

National Association of Suggestion Systems: Current developments in the profession.

Bureau of the Mint: Striking and engraving of medals.

Bureau of Engraving and Printing: Award certificates.

(5) Employee Activity Association: The EAA provides recreational, social, cultural, athletic and self-improvement activities and limited merchandise sales for Agency employees. Contacts for these purposes are maintained with various commercial concerns, amusement activities, recreation organizations, vendors, and government departments.

b. Retirement Affairs Division.

(1) External Employment Assistance Branch: EEAB contacts credit agencies, department stores, real estate agencies and other commercial establishments for purposes of credit checks or employment verifications or performance evaluations.

EEAB also contacts "no-fee" employment agencies, business establishments and other prospective employers for the purpose of seeking employment for former employees.

(2) Voluntary Investment Program: RAD maintains contact with two mutual funds and with one major insurance company on matters pertaining to investment of funds, credit for dividends, requests for reports and literature. Also, RAD maintains contact with a major bank in New York in regard to transfer of shares from VIP to accounts in names of individuals.

(3) Retirement Operations Branch: ROB maintains contact with law firms or executors handling estates of deceased annuitants, with law firms representing parties to divorce proceedings involving annuitants, and with colleges to verify attendance of child survivors of deceased CIARDS annuitants and with the Civil Service Commission, St. Louis Records Center and other federal agencies relating to retirement matters.

c. Contract Personnel Division.

CPD maintains contacts with the Department of Health, Education and Welfare in relation to the Social Security laws and with the Department of Labor in relation to the Unemployment Compensation laws. Our contacts with the state or local agencies on unemployment compensation matters are merely to respond to their inquiries concerning basic wage and job termination information pertaining to former CIA employees who have applied to their local State Bureau for unemployment compensation. In the event an unemployment claim reaches a complex stage, the State Bureau refers the claim to the Department of Labor for resolution with CPD.

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MEMORANDUM FOR: Deputy Director for Administration

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(SIGNED) F. W. M. Janney

F. W. M. Janney
Director of Personnel

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Distribution:

- Orig & 1 - Adse w/atts
- 1 - D/Pers Chrono w/atts
- 1 - D/Pers Subject w/atts
- 1 - DD/Pers

DD/Per: [REDACTED] kf (6 Oct 75)

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Office of Personnel

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Insurance enrollment and claims.

Department of Labor, Office of Workers'
Compensation: Compensation claims.

Savings Bonds Campaign: Fund drive.

American Red Cross: Blood donor
program.

Department of State: Casualty
affairs and overseas medical program.

Department of Defense: Casualty
affairs.

Veterans Administration: Casualty
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1. RESTRICTIONS ON CIA ACTIVITIES WITHIN THE UNITED STATES OR RELATED TO U.S. CITIZENS AND ORGANIZATIONS

a. POLICY

- (1) This regulation provides instructions to ensure that CIA's current and future activities within the United States or related to U.S. citizens and organizations remain within a strict interpretation of its legislative charter and the Constitution of the United States. It incorporates instructions issued by the Director of Central Intelligence during the period August 1973 through June 1974, and reflects the findings and recommendations of the Commission on CIA Activities Within the United States as approved by the President. This regulation will not be amended without the approval of the Director.
- (2) This regulation will be brought to the attention of all personnel.
- (3) To ensure that CIA activities are in compliance with the law, Deputy Directors and Heads of Independent Offices shall consult with the Office of General Counsel on all activities whose legality is not clearly established.
- (4) The Inspector General is authorized to review all activities undertaken by CIA and shall have unrestricted access to all information relevant to these reviews. Any activities or proposed activities that may raise questions of compliance with the law or with CIA regulations or that otherwise appear improper will be brought directly to the attention of the Director by any of the command or staff components or by the IG and will be subject to the Director's decision. Inspector General reports will be provided to the National Security Council and to the President's Foreign Intelligence Advisory Board.
- (5) In addition to specific provisions of this regulation that relate to the conduct of CIA activities, no CIA activity or action by CIA employees shall be authorized which would abridge the Constitutional or legal rights of U.S. citizens, whether in the United States or abroad.
- (6) Any employee who has knowledge of past, current or proposed CIA activities that might be construed to be illegal, improper, or outside CIA's legislative charter,

or who believes that he or she has received instructions that in any way appear illegal, improper, or outside CIA's legislative charter, is instructed to inform the Director or Inspector General immediately.

- (7) Information, allegations, or complaints of violations of the criminal provisions of the United States Code by CIA officers and employees, or relating to CIA affairs, shall be reported immediately by any employee to the Inspector General, who shall inform the General Counsel. Information, allegations, or complaints of violations of Title 18 of the United States Code involving Government officers and employees shall be expeditiously reported to the Attorney General by the General Counsel in compliance with 28 U.S.C. 535. Such report to the Attorney General shall include an evaluation prepared by the Inspector General of the impact, if any, of a prosecution on the national security or on foreign relations of the United States, including intelligence operations which may be jeopardized or intelligence sources and methods which may be compromised thereby. CIA will not exercise a prosecutorial function.
- (8) The provisions of any previously published CIA regulatory issuance inconsistent with the provisions of this regulation are superseded by this regulation and such issuances will be revised promptly to eliminate any such inconsistencies. All regulatory issuances restricting CIA's activities as previously promulgated remain in force. Any apparent inconsistencies will be brought to the attention of the Director.

b. RELATIONS WITH FEDERAL, STATE, AND LOCAL AGENCIES

- (1) General. When requests are received for continuation or initiation of activities in support of or in cooperation with state, local or other federal agencies whose legality and propriety have not been previously established, the cognizant Operating Official will seek guidance from his Deputy Director or the Head of an Independent Office in accordance with the provisions of HM [] dated 25 April 1974. If the Deputy Director approves the activity, he will forward the report on the activity to the Inspector General. The Inspector General, after requesting and receiving the written opinion of the General Counsel, will recommend continuation, termination or modification

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of the activity as he may deem appropriate. Where there is disagreement by the Deputy Director, the Inspector General or the General Counsel, the report will be forwarded to the Director for resolution.

- (2) Dissemination of Foreign and Counterintelligence Information. The dissemination of foreign and counterintelligence information may be made directly to the interested federal agency. Dissemination of such information beneficial to local law enforcement agencies will be made only through the FBI.
- (3) Law Enforcement Organizations and Officials. No CIA support will be given to the Law Enforcement Assistance Administration (LEAA) or state or local police organizations of the United States. Subject to this limitation, the following relationships may be entered into, however, where the purpose is to support legitimate activity of the CIA:
 - (a) LEAA assistance may be requested through the Office of Security for evaluative information on equipment and techniques with respect to terrorist problems.
 - (b) Contact may be maintained with and assistance sought from state and local police organizations in the course of normal background and security investigations, for the protection of CIA personnel and installations, and in connection with other matters permissible within the CIA charter.
 - (c) Contact also may be maintained with police department bomb squads to observe their techniques in identifying, handling, and disarming terrorist bombs and to discuss technical aspects of countering explosive devices. The principal purpose will be to obtain information on bomb handling and not to train the local police departments.
 - (d) Attendance may be authorized at explosive ordnance disposal conferences and similar briefings or seminars to keep abreast of new developments in terrorist techniques and countermeasures.
 - (e) It is appropriate for CIA to have individual relationships with state and local police organizations for cooperation in training CIA employees in the United States preparatory to their assignment abroad. It

should be clearly indicated that this is a training relationship, and no assistance will be given to police organizations in the course of training CIA personnel.

(4) Support to Department of Defense (DoD) Intelligence Elements.

CIA is authorized to provide technical guidance, training, equipment and other similar assistance to DoD intelligence elements related to their appropriate operational responsibilities abroad provided such assistance is coordinated with the appropriate Deputy Director. CIA may similarly provide such assistance to DoD intelligence activities within the United States, and assistance to DoD U.S.-based counterintelligence operations that are directed against foreign intelligence targets, if such assistance has been approved by the Deputy Director for Operations.

(5) Narcotics Intelligence

- (a) No CIA narcotics intelligence collection operations shall be specifically directed at individual U.S. citizens abroad. Information incidentally acquired in the course of normal foreign intelligence collection or of operations against foreign narcotics intelligence activities may be provided to the Drug Enforcement Administration (DEA) and other federal agencies. The general purpose of furnishing such information is for intelligence and not prosecutorial purposes.
- (b) Field installations shall alert headquarters as soon as it becomes apparent that an anti-narcotics operation or a report intended for formal dissemination has domestic U.S. implications or leads. Such information, including the identity of U.S. citizens, may be given to DEA. The foreign operation as such shall remain, however, under CIA control.
- (c) CIA may provide technical equipment for overseas operations of DEA as approved by the Deputy Director for Operations. CIA will not provide any support to DEA domestic operations, except that CIA may give to DEA technical briefings unrelated to any pending investigation in the United States. Technical equipment for DEA operations abroad may be provided only under the following conditions:
 - (1) The equipment is not operated by CIA personnel.

- (2) The request for support is accompanied by full explanation of the planned use of the equipment and of the authority under which it will be used.
- (3) The request is approved by the Deputy Director for Operations with the concurrence of the Office of General Counsel.
- (6) CIA Participation in Interagency Domestic Intelligence Discussions. CIA participation in interagency discussions on domestic intelligence will be restricted to the provision of foreign intelligence that might bear upon the matters being considered.
- (7) Detailed Personnel. CIA personnel may be detailed to other federal agencies and the Office of the President when a detail contributes to furtherance of activities within the charter of CIA or as expressly authorized by law. CIA employees so detailed to another government agency will be responsible to the host agency and will not report to CIA on the internal affairs of that agency. The head of the host agency and any subsequent successor will be informed of the detailees' association with CIA.
- (8) Logistics Support. CIA assistance to other government agencies in procurement or contractual work is subject to the provisions of approved CIA procurement instructions concerning such assistance to other government agencies, and the provisions of the Economy Act.
- (9) Limitations on Safehouses. CIA safehouses within the United States shall not be used by state or local agencies. Federal agencies may utilize such safehouses only on foreign related matters and then only with the approval of the Director.
- (10) Relations with the U.S. Postal Service. CIA may provide technical assistance to the U.S. Postal Service, such as briefing the service on CIA's knowledge of letter bombs. CIA will comply with all United States postal laws and regulations.
- (11) Relations with the U.S. Secret Service. CIA may provide assistance to the U.S. Secret Service in the performance of its protective duties in accordance with Public Law 90-331 dated 6 June 1968, which authorizes such assistance

from other government agencies. In addition, other normal liaison relationships may be maintained between CIA and the Secret Service.

- (12) Relations with the Immigration and Naturalization Service. The entrance or departure of foreigners under the sponsorship of CIA into and from the United States will be conducted in accordance with normal immigration procedures or as provided for in section 7 of the CIA Act of 1949, as amended (50 U.S.C. 403h). If special circumstances require that a foreign national under sponsorship of CIA enter or leave the United States without using his true identity, it will be done only with the approval of the Immigration and Naturalization Service.

c. ACTIVITIES IN THE UNITED STATES OR RELATED TO U.S. CITIZENS

- (1) General. Pursuant to its foreign intelligence and counter-intelligence responsibilities, CIA is authorized to engage in certain activities within the United States in conformity with requirements of law and National Security Council directives including the following:
- (a) CIA is authorized to collect by overt means foreign intelligence information from persons and organizations within the United States on a witting and voluntary basis. The accumulation and use of names for this purpose will be limited to the foreign intelligence objectives of CIA.
 - (b) CIA will undertake no activities in the United States directed at the collection of intelligence information on domestic activities of U.S. citizens or organizations, except in connection with the protection of its personnel and installations and in the conduct of employee and other security investigations [see paragraph c(2)(b)(1) below].
 - (c) CIA is authorized to establish and use support mechanisms and proprietary organizations within the United States in support of its foreign intelligence mission.
 - (d) CIA operations to be conducted abroad pursuant to its counterintelligence responsibilities which are directed specifically at U.S. citizens will be coordinated with the FBI and/or with other federal agencies, as appropriate.

- (e) In the course of collecting foreign intelligence, interception of communications shall not be directed specifically at U.S. citizens. Such material, incidentally acquired, may be passed to the appropriate federal agency.
- (f) With due regard to the assessed reliability of the information and the statutory responsibilities of the Director for the protection of intelligence sources and methods:
 - (1) Security or counterintelligence information relating to foreign nationals in the United States or to non-governmental U.S. citizens, derived as a by-product of CIA activities, will be made available to the FBI and/or other federal agencies as appropriate.
 - (2) In the case of United States personnel who are employed by the federal government in a civilian capacity or who are members of the military services, such information will be reported to the security authorities of the parent organizations and, as appropriate, to the FBI. In instances concerning a U.S. Secret Service protectee, such information will also be furnished to the U.S. Secret Service.
- (g) At the request of the FBI, CIA is authorized to provide the FBI support in carrying out the FBI's responsibilities within the United States as they relate to foreign intelligence and counterintelligence action against foreign nationals.

Recruitment →

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- (2) Investigations in the United States. Under the limited circumstances specified below, and as authorized in paragraph c(1)(b) above, CIA is authorized to conduct investigations within the United States.
 - (a) Personnel Security Investigations. CIA may conduct investigations of CIA applicants and other individuals being considered for CIA security clearances or approvals, or being considered for involvement in CIA operations. Routine reinvestigations of employees, other persons holding security clearances or approvals, and persons involved in CIA operations may be conducted from time to time. When necessary for security reasons, the investigations will be conducted without

revealing CIA or U.S. Government interest. Such investigations will be conducted by federal government personnel.

(b) Special Investigations.

(1) Only the Director may approve investigation of allegations of unauthorized disclosure of classified information by individuals presently or formerly affiliated with CIA. Such authorization will be given only upon determination by the Director that intelligence sources and methods may be jeopardized by the disclosure and that the information relating to the unauthorized disclosure was acquired as a result of affiliation with CIA. Such investigations must be coordinated with the FBI when substantial evidence suggests espionage or the violation of a federal statute.

(2) The above does not preclude the Director from exercising his statutory authority to fulfill his responsibility for CIA's proper administration. In this regard the Director may authorize such inquiries as are necessary, proper, and legal to resolve allegations reflecting adversely on an employee's suitability for continued employment.

(c) Records Required. A record must be prepared for all investigations undertaken by CIA to reflect that the investigation was duly authorized, by whom it was authorized, the factual basis for undertaking the investigation, and the results of the investigation.

(3) Surveillance in the United States. CIA is authorized to conduct physical and technical surveillance within the United States only under limited circumstances but in no event in violation of the law.

(a) Surveillance of Foreign Nationals in the United States. CIA will not conduct surveillance of foreign nationals in the United States except in connection with foreign intelligence or counter-intelligence operations, and then in coordination with the FBI, as appropriate. Limited physical surveillance of a person involved with the foreign national is authorized to the extent necessary to identify that person.

- (b) Physical Surveillance. CIA will not undertake physical surveillance of individuals currently or formerly employed by CIA, contractors, contractors' employees, or related personnel within the United States without first obtaining written approval of the Director.
 - (c) Technical Surveillance. CIA will not direct any intercept of wire or oral communications against U.S. citizens within the United States. Such operations will not be conducted against U.S. citizens abroad without prior approval of the Attorney General.
 - (d) U.S. Mail. CIA will not engage in any opening of U.S. mail, mail covers, or any acts in violation of U.S. postal laws and regulations. To the limited extent that CIA may need mail cover information in furtherance of its legitimate activities, it shall make such requests of the FBI.
 - (e) Infiltration of Organizations of Americans. CIA will not infiltrate (join for the purpose of reporting on) dissident groups or other organizations of Americans in the absence of a written determination by the Director that such action is necessary to meet a clear danger to CIA facilities, operations, or personnel and that adequate coverage by law enforcement agencies is unavailable.
- (4) Polygraphing of U.S. Citizens. CIA internal polygraphing programs authorize polygraph examinations of U.S. citizens on a voluntary basis and are restricted to CIA applicants, employees, individuals being considered for or holding CIA security clearances or approvals, or other persons involved in CIA operations. Polygraph examinations of other U.S. citizens will be conducted only with their consent and only with the prior written approval of the Director.
- (5) Testing of Conversation Monitoring Equipment in the United States. To ensure that arrangements for testing of equipment for monitoring conversations will be conducted in the United States only in conformity with applicable statutes and the Constitutional rights of U.S. citizens, the OGC must be consulted in each instance.

- (6) Foreign Economic Activities of U.S. Citizens and Firms. No operational or analysis project will be undertaken specifically to cover the foreign economic activities of a particular U.S. citizen or firm. This restriction would not preclude studies of foreign economic activities that include analyses of the roles of U.S. firms, for example: foreign demand for U.S. grain; U.S. technology transfer to the USSR; foreign discrimination against U.S. firms; and studies evaluating the importance of the U.S. in worldwide economic activities, such as shipping and energy. To the extent that information on the economic activities of U.S. citizens or firms abroad is incidentally acquired in the course of CIA's normal foreign intelligence activities and is significant to other U.S. agencies, it may be forwarded to such agencies with the approval of the Deputy Director concerned.
 - (7) Experiments to Influence Human Behavior. No experiment using drugs or other techniques to influence human behavior will be undertaken on individuals unaware of the nature and possible consequences of the tests being performed. Experiments on subjects who have given informed consent will be undertaken only with the Director's specific approval and will adhere to the guidelines of the National Commission for the Protection of Human Subjects for Biomedical and Behavioral Research which was established under Public Law 93-348 dated 12 July 1974.
 - (8) Proprietary Companies. CIA proprietary companies shall not operate on a commercially competitive basis with United States businesses, except to the extent necessary to establish commercial credibility. No investments by a proprietary company will be made on the basis of any substantive intelligence obtained from CIA.
 - (9) Federal Income Tax Information. CIA must strictly adhere to established legal procedures governing access to federal income tax information. All requests for federal income tax information will be forwarded to the Office of General Counsel after approval by the appropriate Deputy Director. The Office of General Counsel will process the request in accordance with the Internal Revenue Code and U.S. Treasury regulations.
- d. IDENTITY DOCUMENTATION. The Deputy Director for Operations in consultation with the Office of General Counsel shall strictly

control the issuance, accountability and recovery of identity documentation procured or produced by CIA for its operations or in response to requests from other agencies.

W. E. Colby
Director

SENDER WILL CHECK CLASSIFICATION TOP AND BOTTOM			
UNCLASSIFIED		CONFIDENTIAL	
OFFICIAL ROUTING SLIP			
TO	NAME AND ADDRESS	DATE	INITIALS
1	AI/DDA 7C-18 Hqs.		
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ACTION		DIRECT REPLY	PREPARE REPLY
APPROVAL		DISPATCH	RECOMMENDATION
COMMENT		FILE	RETURN
CONCURRENCE		INFORMATION	SIGNATURE
Remarks: Hal: By way of followup to our conversation today: I suggest the letter to the Director of Personnel provide in effect that although the DDA believes the current OP activities are proper in light of the Director of Personnel remains responsible to comply with that and other directives and to raise again with the DDA or the General Counsel as appropriate any questions which may arise at any time as to the propriety or legality of any OP activities. In other words, the DDA review now of activities more familiar			
FOLD HERE TO RETURN TO SENDER -over-			
FROM: NAME, ADDRESS AND PHONE			DATE
Associate General Counsel 7D-07 Hqs.			15Oct75
UNCLASSIFIED		CONFIDENTIAL	

*Attachment
memo reissued
to incorporate
OGC points
JAB*

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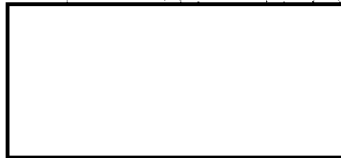
to the D/Personnel than to the DDA should not relieve the D/Personnel of continuing responsibility.

b. I have not attempted to ascertain if each item in the proposed addenda "is appropriately authorized." It might be safer, and sufficient for present purposes, to revise that language to "and is not prohibited by the proposed HF [redacted]"

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c. Query whether "Employee Activity Association" should be listed as an Office of Personnel entity. In fact, it is an employees' group. Agency support, I believe, has been justified by cover and security considerations, but that is a different matter.

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Approved For Release 2006/04/17 : CIA-RDP84-00780R006300160004-4

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